

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

INSTITUT NATIONAL DES )  
SCIENCES APPLIQUEES (INSA), )  
Plaintiff, )  
v. ) Civil Action No. 1:09-cv-00630-CKK  
HON. DAVID J. KAPPOS, )  
Under Secretary of Commerce for )  
Intellectual Property & )  
Director of the United States )  
Patent & Trademark Office )  
Defendant. )  
\_\_\_\_\_  
)

ORDER

Upon consideration of the parties' Joint Motion for Remand, and the record herein, it is hereby ORDERED that the joint motion BE, and it hereby IS, GRANTED.

It is further ORDERED that the Plaintiff's existing patent-term calculation is hereby VACATED; and

It is further ORDERED that the matter is REMANDED to the United States Patent and Trademark Office for recalculation and adjustment of the disputed patent term in accordance with the decision of the United States Court of Appeals for the Federal Circuit in Wyeth & Elan Pharma Int'l Ltd. v. Kappos, 591 F.3d 1364 (Fed. Cir. 2010).

SO ORDERED this 22 day of June, 2010.

  
COLLEEN KOLLAR-KOTELLY  
United States District Judge